

**SUPREME COURT MINUTES
TUESDAY, MAY 3, 2011
SAN FRANCISCO, CALIFORNIA
AMENDED***

S192661 B232335 Second Appellate District, Div. 5 **FORTUNE ENTERPRISE
HOLDINGS, INC. v. S.C.
(PEREZ)**

Stay dissolved; petition denied
The temporary stay issued on April 29, 2011, is dissolved.

S049626 **PEOPLE v. HAJEK
(STEPHEN EDWARD) & VO
(LOI TAN)**

Extension of time granted
Good cause appearing, and based upon counsel Doron Weinberg's representation that he anticipates filing appellant Loi Tan Vo's reply brief by August 2011, counsel's request for an extension of time in which to file that brief is granted to June 27, 2011. After that date, only one further extension totaling about 60 additional days is contemplated.

S083446 **PEOPLE v. WILSON
(BRANDON H.)**

Extension of time granted
Good cause appearing, and based upon counsel Susan L. Wolk's representation that she anticipates filing the appellant's opening brief by November 30, 2011, counsel's request for an extension of time in which to file that brief is granted to July 5, 2011. After that date, only three further extensions totaling about 150 additional days are contemplated.

S132253 **PEOPLE v. HELZER (JUSTIN
ALAN)**

Extension of time granted
On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to June 27, 2011.

S137307**PEOPLE v. MORALES
(JOHNNY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to July 5, 2011.

S151243**TOBIN (CHRISTOPHER
ALLAN) ON H.C.**

Extension of time granted

Good cause appearing, and based upon State Public Defender Michael J. Hersek's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by May 19, 2011, counsel's request for an extension of time in which to file that document is granted to May 19, 2011. After that date, no further extension is contemplated.

S154541**LANCASTER (ANDREW) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Zee Rodriguez's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by August 28, 2011, counsel's request for an extension of time in which to file that document is granted to July 5, 2011. After that date, only one further extension totaling about 60 additional days is contemplated.

S181004

B199571 Second Appellate District, Div. 8

**HARRIS (WYNONA) v. CITY
OF SANTA MONICA**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the consolidated response to amici curiae briefs is extended to May 9, 2011.

S185870**DORSETT (PHILLIP) ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to May 29, 2011.

S191196 B221094 Second Appellate District, Div. 1 **PEOPLE v. ESTRADA (LUIS ERNESTO)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Christopher Nalls is hereby appointed to represent appellant on the appeal now pending in this court.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 974)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
MAY 24 and 25, 2011**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on May 24 and 25, 2011.

TUESDAY, MAY 24, 2011 — 9:00 A.M.

- (1) S179115 Howell v. Hamilton Meats & Provisions, Inc. (Klein, P.J., assigned justice pro tempore)
- (2) S160211 Voices of the Wetlands v. Cal. State Water Resources Control Bd. (Duke Energy Moss Landing LLC et al., Real Parties in Interest) (Kitching, J., assigned justice pro tempore)
- (3) S077166 People v. McKinnon (Crandell) [Automatic Appeal] (Turner, P.J., assigned justice pro tempore)

2:00 P.M.

- (4) S179194 Duncan v. W.C.A.B. and X.S. (Lambden, J., assigned justice pro tempore)
- (5) S179422 People v. Lowery (Eddie Jason) (Zelon, J., assigned justice pro tempore)
- (6) S182263 People v. Milward (George) (King, J., assigned justice pro tempore)

WEDNESDAY, MAY 25, 2011 — 9:00 A.M.

- (7) S182508 Seabright Ins. Co. v. U.S. Airways (Anthony Verdon Lujan, Intervener) (Johnson, J., assigned justice pro tempore)
- (8) S174507 Ardon v. City of Los Angeles (Jackson, J., assigned justice pro tempore)

Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c).)

Note: In light of the current vacancy on the California Supreme Court, a different justice of the Court of Appeal has been assigned to participate in each case scheduled for argument, pursuant to the court's established alphabetical rotation procedure.

**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
MAY 24 and 25, 2011**

FIRST AMENDED

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- (9) S065467 People v. Mendoza (Ronald) [Automatic Appeal] (Bruiniers, J., assigned justice pro tempore)

Chief Justice

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***SUPREME COURT MINUTES
TUESDAY, MAY 3, 2011
SAN FRANCISCO, CALIFORNIA**

The Supreme Court of California convened in the courtroom of the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on Tuesday, May 3, 2011, at 9:00 a.m.

Present: Chief Justice Tani Cantil-Sakauye, presiding, and Associate Justices Kennard, Baxter, Werdegarr, Chin, and Corrigan.

NOTE: In light of the current vacancy on the California Supreme Court, a different justice of the Court of Appeal has been assigned to participate in each case scheduled for argument, pursuant to the court's established alphabetical rotation procedure.

Officers present: Frederick K. Ohlrich, Clerk, and Gail Gray, Calendar Coordinator.

Chief Justice, Tani Cantil-Sakauye, not participating in the following case, will not join the bench.

The Honorable Robert L. Dondero, Associate Justice, Court of Appeal, First Appellate District, Division One, and the Honorable Wendy Clark Duffy, Associate Justice, Court of Appeal, Sixth Appellate District, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the court at the bench.

S145337

Robert E. Stark, Petitioner,
v.
Superior Court of Sutter County, Respondent;
The People, Real Party in Interest.

Cause called. M. Bradley Wishek argued for Petitioner.
Cliff Zall, Office of the Attorney General, argued for Real Party in Interest.

Mr. Wishek replied.
Cause submitted.

Justice Dondero and Justice Duffy, not participating in consideration of the following case, will not join the bench.

The Honorable Franklin D. Elia, Associate Justice, Court of Appeal, Sixth Appellate District, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the court at the bench. The court is now rejoined by Chief Justice Cantil-Sakauye at the bench.

S180567

The People, Plaintiff and Respondent,
v.
Danny Lee Skiles, Defendant and Appellant.

Cause called. Victoria S. Cole, Court-appointed Counsel, argued for Appellant.
Stephanie Chow, Office of the Attorney General, argued for Respondent.

Ms. Cole replied.
Cause submitted.

Justice Elia, not participating in consideration of the following case, will not join the bench.

The Honorable Arthur Gilbert, Presiding Justice, Court of Appeal, Second Appellate District, Division Six, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the court at the bench.

S183320

In re K.C., a Person Coming Under the Juvenile Court Law.

Kings County Human Services Agency, Plaintiff and Respondent,
v.
J.C., Defendant and Appellant.

Cause called. Monica Vogelmann, Court-appointed Counsel, argued for Appellant.
Johannah Hartley, Office of the Kings County Counsel, argued for Respondent.

Ms. Vogelmann replied.
Cause submitted.

Court recessed until 1:30 p.m. this date.

Court reconvened pursuant to recess.
Members of the court and officers present as first shown.

Justice Gilbert, not participating in consideration of the following case, will not join the bench.

The Honorable Tricia Ann Bigelow, Presiding Justice, Court of Appeal, Second Appellate District, Division Eight, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the court at the bench.

S047867 The People, Respondent,
v.
Lester Wayne Virgil, Appellant.

Cause called. Manuel J. Baglanis, Court-appointed Counsel, argued for Appellant.
Michael C. Keller, Office of the Attorney General, argued for Respondent.

Mr. Baglanis replied.
Cause submitted.

Justice Bigelow, not participating in consideration of the following case, will not join the bench.

The Honorable Paul R. Haerle, Associate Justice, Court of Appeal, First Appellate District, Division Two, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the court at the bench.

S099414 The People, Respondent,
v.
Kenneth Ray Bivert, Appellant.

Cause called. Warren P. Robinson, Court-appointed Counsel, argued for Appellant.
Alice B. Lustre, Office of the Attorney General, argued for Respondent.

Mr. Robinson replied.
Cause submitted.

Justice Haerle, not participating in consideration of the following case, will not join the bench.

The Honorable Paul H. Coffee, Associate Justice, Court of Appeal, Second Appellate District, Division Six, sitting on the following case under assignment by the Chairperson of the Judicial Council, joined the court at the bench.

S180289

The People, Plaintiff and Appellant,
v.
Bouhn Maikhio, Defendant and Respondent.

Cause called. Jonathan Lapin, Office of the City Attorney of San Diego, argued for Appellant.
Nicholas Stern, Office of the Attorney General, argued for Amicus Curiae California, Department of Fish and Game.
Matthew Braner, Office of the San Diego County Public Defender, argued for Respondent.

Mr. Lapin replied.
Cause submitted.

Court recessed until Wednesday, May 4, 2011, at 9:00 a.m.

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